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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/590,477	08/24/2006	Amir Barzilay	32110	8675
67801	7590	05/11/2011	EXAMINER	
MARTIN D. MOYNIHAN d/b/a PRTSI, INC.			HELLING, KAITLYN ELIZABETH	
P.O. BOX 16446			ART UNIT	PAPER NUMBER
ARLINGTON, VA 22215			3739	
MAIL DATE		DELIVERY MODE		
05/11/2011		PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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Martin D. Moynihan d/b/a PRTSI, INC.

P.O. Box 16446
ARILINGTON, VA 22215

In re Application of: Amir Barzilay et al.)
Application No. 10/590477)
Filed: August 08, 2006) DECISION ON PETITION UNDER 37
For: METHOD AND DEVICE FOR) C.F.R. § 1.84(a)(2) TO ACCEPT
REMOVING HAIR) COLOR DRAWINGS

This is a decision on the petition under 37 C.F.R. § 1.84(a)(2), filed May 30, 2007, requesting acceptance of color drawings. The petition requests that all the drawings, which are in color, be accepted in lieu of black and white drawings.

A grantable petition under 37 C.F.R. § 1.84(a)(2) must be accompanied by a fee set forth under 37 C.F.R. § 1.17(h), three (3) sets of the color drawings in question, a black and white photocopy of said drawings, and the specification must contain, or be amended to contain, the following language as the first paragraph in that portion of the specification relating to the brief description of the drawings:

"the file of this patent contains at least one drawing executed in color. Copies of this patent with color drawing(s) will be provided by the Patent and Trademark Office upon request and payment of the necessary fee."

The petition was filed without the required black and white photocopy of sufficient quality such that all details in the drawings are reproducible in black and white (i.e." The color drawings must be of sufficient quality such that all details in the drawings are reproducible in black and white in the printed patent."). Additionally, no arguments are provided that establishes color drawings as the only practical medium to adequately describe the invention.

Applicant's submission does not meet all the criteria set out above. Accordingly, the petition decision of November 22, 2010 is vacated and the petition is **DENIED**.

Applicant is hereby granted a one month period to reply to correct the above deficiencies and thus make the petition grantable.

/Linda C Dvorak/
Supervisory Patent Examiner, Art Unit 3739